

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION**

MALIBU MEDIA, LLC,

Plaintiff,

v.

JOHN DOE subscriber assigned IP address  
173.66.213.146,

Defendant.

**CASE NO. 1:14-cv-01536-CMH-TCB**

**PLAINTIFF'S FIRST MOTION FOR EXTENSION OF TIME WITHIN  
WHICH IT HAS TO EFFECTUATE SERVICE ON JOHN DOE DEFENDANT**

Pursuant to Fed. R. Civ. P. 4(m), Plaintiff, Malibu Media, LLC ("Plaintiff"), moves for entry of an order extending the time within which to effectuate service on John Doe Defendant, and states:

1. This is a copyright infringement case against a John Doe Defendant known to Plaintiff only by an IP address. Defendant's true identity is known by their Internet service provider ("ISP").

2. On November 24, 2014, Plaintiff was granted leave to serve a third party subpoena on Defendant's ISP, Verizon Online Services, to obtain the Defendant's identifying information [CM/ECF 7]. Plaintiff issued the subpoena on December 2, 2014, and received the ISP's response on February 9, 2015.

3. Plaintiff is currently in the process of Amending its Complaint to reflect the name of the Defendant. Upon receipt of a Clerk issued Summons, Plaintiff will work expeditiously to serve the Defendant.

4. Pursuant to the Rule 4 (m), Plaintiff is required to effectuate service on Defendant by, March 17, 2015.

5. Procedurally, Plaintiff respectfully requests that the time within which it has to effectuate service of the summons and Complaint on Defendant be extended by forty five (45) days until May 1, 2015.

WHEREFORE, Plaintiff respectfully requests that the time within which it has to effectuate service of the summons and Complaint on Defendant be extended until May 1, 2015.

A proposed order is attached for the Court's convenience.

Dated: March 17, 2015

Respectfully submitted,

By: /s/ William E. Tabot, Esq  
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*Attorneys for Plaintiff*

**CERTIFICATE OF SERVICE**

I hereby certify that on March 17, 2015, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF and that service was perfected on all counsel of record and interested parties through this system.

By: /s/ William E. Tabot